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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
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11 GEORGE ANDREW LOBATO,) NO. CV 10-02710 MMM (SS)
12)
13 Petitioner,) **ORDER ADOPTING FINDINGS,**
14)
15 v.) **CONCLUSIONS, AND RECOMMENDATIONS**
16 SYLVIA H. GARCIA, Warden,) **OF UNITED STATES MAGISTRATE JUDGE**
17 Respondent.)
18 _____)
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25 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Second
26 Amended Petition, all the records and files herein and the Report and
27 Recommendation of the United States Magistrate Judge. The time for
28 filing Objections to the Report and Recommendation has passed and no
Objections have been received. Accordingly, the Court accepts and
adopts the findings, conclusions and recommendations of the Magistrate
Judge.


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1 **IT IS ORDERED** that the Second Amended Petition is denied and
2 Judgment shall be entered dismissing this action with prejudice.

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4 **IT IS FURTHER ORDERED** that the Clerk serve copies of this Order and
5 the Judgment herein on counsel for Petitioner and counsel for
6 Respondent.

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8 **LET JUDGMENT BE ENTERED ACCORDINGLY.**

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10 DATED: December 21, 2010

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12 MARGARET M. MORROW
13 UNITED STATES DISTRICT JUDGE
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